

**Senate Bill No. 257**

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Passed the Senate      September 9, 2003

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*Secretary of the Senate*

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Passed the Assembly      September 4, 2003

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*Chief Clerk of the Assembly*

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This bill was received by the Governor this \_\_\_\_\_ day of  
\_\_\_\_\_, 2003, at \_\_\_\_\_ o'clock \_\_M.

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*Private Secretary of the Governor*

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## CHAPTER \_\_\_\_\_

An act to amend Section 52052.5 of the Education Code, relating to pupil testing.

## LEGISLATIVE COUNSEL'S DIGEST

SB 257, Alpert. Pupil data.

Existing law requires the State Department of Education to contract for the development of proposals to provide for the retention and analysis of longitudinal pupil achievement data on the tests administered pursuant to the Standardized Testing and Reporting Program (STAR), the English language development tests, and the high school exit exam.

This bill would state the intent of the Legislature to promote good data management practices with respect to pupil data systems and issues, including ensuring confidentiality, producing analyzable files, and linking data with data from other agencies.

Existing law requires the Superintendent of Public Instruction to establish an advisory committee on all matters relative to the creation of the Academic Performance Index and implementation of the Immediate Intervention/Underperforming Schools Program and the High Achieving/Improving Schools Program.

This bill would require the advisory committee to make recommendations to the Superintendent of Public Instruction, by July 1, 2005, on the appropriateness and feasibility of a methodology for generating a measurement of academic performance by utilizing unique pupil identifiers and annual academic achievement growth to provide a more accurate measure of a school's growth over time. The bill would require the Superintendent of Public Instruction, with approval of the State Board of Education, to thereafter implement that measurement of academic performance if appropriate and feasible.

*The people of the State of California do enact as follows:*

SECTION 1. It is the intent of the Legislature to do all of the following:

(a) Promote good data management practices with respect to pupil data systems and issues including, ensuring confidentiality,



producing analyzable files for approved users, and linking pupil data with data from other agencies and users, including a mechanism to monitor pupil progress in postsecondary education.

(b) Provide for data management and data sharing that is conducted in a manner so as to protect individual pupil data. Specifically, the systems should use unique identifiers that cannot be traced to the pupil's identity.

(c) Establish state data management practices that require the development of specific categories of users and uses for pupil data and establish responsibility for approving and servicing users, as well as, responsibility for establishing and posting protocols, criteria, and procedures for use that are developed in a manner consistent with recommendations of the State Department of Education's advisory committee on privacy and data protocol. Approved users should include school districts, charter schools, state agencies with responsibility for education, legislative policy analysts, evaluators of public school programs, and education researchers from established research organizations.

(d) Allow the State Department of Education, whenever possible, to give competitive advantage in grant opportunities related to improving pupil academic achievement or pupil recordkeeping to school districts that use the preidentification process for state assessments provided the unique pupil identification number developed pursuant to the California School Information Services is included in the preidentification process. This will serve to ensure the most accurate data possible and assist districts in building accurate systems for tracking individual pupil performance.

SEC. 2. Section 52052.5 of the Education Code is amended to read:

52052.5. (a) The Superintendent of Public Instruction shall establish a broadly representative and diverse advisory committee to advise the Superintendent of Public Instruction and the State Board of Education on all appropriate matters relative to the creation of the Academic Performance Index and the implementation of the Immediate Intervention/Underperforming Schools Program and the High Achieving/Improving Schools Program. Members of the advisory committee shall serve without compensation for terms not to exceed two years. The State Department of Education shall provide staff to the advisory panel.



(b) By July 1, 2005, the advisory committee established pursuant to this section shall make recommendations to the Superintendent of Public Instruction on the appropriateness and feasibility of a methodology for generating a measurement of academic performance by utilizing unique pupil identifiers for pupils in kindergarten and any of grades 1 to 12, inclusive, and annual academic achievement growth to provide a more accurate measure of a school's growth over time. If appropriate and feasible, the Superintendent of Public Instruction, with the approval of the State Board of Education, shall thereafter implement this measurement of academic performance.



Approved \_\_\_\_\_, 2003

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*Governor*

